EXPRESS MAIL NO.: EV 373445692 US PATE DEPOSITED: JANUARY 28, 2005 **PATENT** 

AN 28 2005 EN T	HE UNITED STATES	PATENT AND TRADEMA	RK OFFICE
Applicant:	Donald E. Weder	) Atty. Dkt. No.	8403.933
Serial No.:	10/619,696	Ì	
Filed:	July 15, 2003	)	

For: DECORATIVE COVER FOR FLOWER POT OR FLORAL GROUPING FORMED OF POLYMERIC MATERIALS HAVING A TEXTURE OR APPEARANCE SIMULATING THE TEXTURE OR APPEARANCE OF PAPER

MAIL STOP - FEE AMENDMENT Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450

#### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

## List of Sections Forming Part of This Information Disclosure Statement

The following sections are being submitted for this Information Disclosure Statement:

- 1. [X] Preliminary Statements
- 2. **[X]** Form PTO/SB/08A And 08B (Formerly Form PTO-1449)
- 3. **[X]** Statement As To Information Not Found In Patents Or Publications
- 4. **[X]** Copies Of Listed Information Items Accompanying This Statement
- 5. [X] Identification Of Person(s) Making This Information Disclosure Statement

02/07/2005 BABRAHA1 00000095 10619696

02 FC:1806 180.00 DP

### **Section 1.** Preliminary Statements

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R.  $\S$  1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

## Section 2. Form PTO-1449 (Modified)

- [X] A completed Form PTO/SB/08A and/or 08B is attached hereto.
- [ ] No Form PTO/SB/08A and/or 08B is attached.

# Section 3. Statement As To Information Not Found In Patents Or Publications (Information Not Listed in Form PTO/SB/08A And 08B)

Plant sleeves are old in the art. Plant sleeves typically are constructed of polymer film or paper. Plant sleeves generally are tapered (trapezoidally shaped) with an open top and an open bottom, although some have a closed bottom. A plant in a pot is placed in the plant sleeve so that the sleeve covers the pot and the plant. In some instances, an upper portion of the plant sleeve is removable along a line of perforations leaving at least a portion of the sleeve around the pot. In some instances, a separate sheet of material is placed about the pot and the remaining bottom portion of the plant sleeve holds this separate sheet of material in place. Alternatively, a floral grouping alone may be placed within the sleeve.

It is also old in the art to form a sheet of material about a flower pot and then place an elastic band around the sheet of material to hold the sheet in place about the flower pot. In some instances, the band has been positioned about the outer surface of the pot with the sheet of material positioned between the band and the flower pot. In some instances, the band has been positioned above the upper end of the pot thereby causing a portion of the sheet of material to be forced inwardly over the upper end of the pot.

It is also old in the art to form a sheet of material into a conically shaped tube like member referred to commonly in the art as a sleeve. A floral grouping or flower pot with flowers therein can be disposed through the larger open end of the sleeve, wherein the sleeve covers the floral grouping or the flower pot and extends above and around the flowers in the floral grouping or flower pot.

It is also old in the art that cut flowers have been wrapped with the following materials or combinations of materials:

- 1. Kraft paper plus waxed or unwaxed tissue paper with the flowers being placed next to the waxed paper or tissue paper.
- 2. Kraft paper plus newspaper plus waxed or unwaxed tissue with the flowers being placed next to the waxed or unwaxed tissue. These three materials have been used to wrap flowers in various combinations such as Kraft paper plus newspaper or Kraft paper plus waxed or unwaxed tissue paper or newspaper plus waxed or unwaxed tissue paper.
- 3. Waxed or unwaxed tissue paper, polymer films and Kraft paper (treated for water resistance or wet strength or untreated).
- 4. Polymer film and waxed tissue paper.

## Section 4. Copies Of Listed Information Items Accompanying This Statement

Legible copies of all items listed in Form PTO/SB/08A And 08B accompanying this information disclosure statement.

# Section 5. Identification of Person(s) Making This Information Disclosure Statement

The person making this statement is the attorney/agent who signs below on the basis of the information:

- [] supplied by the inventor(s)
- [] supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)).
- [X] in the attorney/agent's file

Respectfully submitted,

Katheyn L. Hester, Ph.D. Registration No. 46,768

DUNLAP, CODDING & ROGERS, P.C.

Customer No. 30589

P.O. Box 16370

Oklahoma City, Oklahoma 73113

Telephone: (405) 607-8600 Facsimile: (405) 607-8686

E-Mail: kathryn\_hester@okpatents.com

Website: www.okpatents.com

Agent for Applicant

Express Mail:

EV 373445692 US

Date Deposited: 01/28/2005

OIPE 1005 JAN 2 8 2005 JAN 2 8

PTO/SB/08A (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449A/PTO	NA PE
INFORMATION DISCLO	SURE
STATEMENT BY APPLI	CANT

(use as many sheets as necessary)

Sheet	1	of	1
-------	---	----	---

Complete if Known				
Application Number	10/619,696			
Filing Date	07/15/2003			
First Named Inventor	Donald E. Weder			
Group Art Unit	1772			
Examiner Name	N. Ahmad			
Attorney Docket Number	8403.933			

	U.S. PATENT DOCUMENTS					
Examiner Initials	Cite No.1	U.S. Patent	Document Kind Code <sup>2</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	2900640		Haydu	08/25/1959	
	AB	3773608		Yoshimura et al.	11/20/1973	
	AC	4214028		Shortway	07/22/1980	
	AD	5,696,237		Fazzina et al.	04/21/1992	
		_				
						V
				-		

	FOREIGN PATENT DOCUMENTS								
Examiner	Cite	F	Foreign Patent Document Name of Patentee or Date of Public		Date of Publication of	n of Pages, Columns, Lines, Where Relevant			
Initials	No.1	Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	Тв	
		1 1		1 1					

Examiner	Date	
Signature	Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.